

Supreme Court of the  
United States

October Term, 2003

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HEARING LIST

For the Session Beginning  
January 12, 2004

**THE JUSTICES AND THE JUDICIAL CIRCUITS  
TO WHICH THEY ARE ASSIGNED**

HON. WILLIAM H. REHNQUIST, Chief Justice, Fourth,  
District of Columbia and Federal Circuits.

HON. JOHN PAUL STEVENS, Associate Justice, Sixth  
and Seventh Circuits.

HON. SANDRA DAY O'CONNOR, Associate Justice, Ninth  
Circuit.

HON. ANTONIN SCALIA, Associate Justice, Fifth Circuit.

HON. ANTHONY M. KENNEDY, Associate Justice, Elev-  
enth Circuit.

HON. DAVID H. SOUTER, Associate Justice, First and  
Third Circuits.

HON. CLARENCE THOMAS, Associate Justice, Eighth  
Circuit.

HON. RUTH BADER GINSBURG, Associate Justice, Sec-  
ond Circuit.

HON. STEPHEN BREYER, Associate Justice, Tenth  
Circuit.

**OFFICERS OF THE COURT**

WILLIAM K. SUTER, Clerk.

FRANK D. WAGNER, Reporter of Decisions.

PAMELA TALKIN, Marshal.

JUDITH A. GASKELL, Librarian.

## NOTICE TO COUNSEL

1. The Clerk timely informs counsel as to the day counsel must be present for oral argument. The Court convenes at 10 a.m. and each case is usually heard on the date assigned.

2. Counsel scheduled to argue must report to the Lawyers' Lounge between 9:00 and 9:15 a.m. on the day assigned for argument. The Clerk will brief you at that time and provide assistance. Identification cards will be issued to the attorneys authorized to occupy seats at argument tables. Counsel arguing cases *should not* introduce themselves nor introduce co-counsel to the Court at the time of argument. Members of the Court should be addressed by their proper titles—"Chief Justice" or "Justice," as the case may be—and not as "judge."

3. Counsel are expected to take note of time limitations and inquiry should not be made of the Court as to the amount of time remaining. A white light will appear when five minutes remain and a red light when the time has expired. When the Court permits a division of time for argument, the use of more than the agreed time by one attorney does not extend the total time allotted. Counsel should conclude argument promptly when the red light appears unless responding to a question from the Court.

4. During argument counsel should at all times speak into the microphone so that the Justices may hear them and that a clear tape recording can be made. Counsel should also avoid having notes or books touch the microphone since this seriously interferes with the recording process.

5. Counsel in cases to be argued in the afternoon should assemble at the Clerk's desk in the Courtroom when the noon recess begins. An escort will arrange expedited service in the public cafeteria located in the Court building.

6. Appropriate attire for counsel is conservative business dress. If formal attire is worn, it should conform with custom.

WILLIAM K. SUTER, *Clerk.*

## HEARING LIST

### Monday, January 12, 2004

No. 02–1389. *United States v. Abel Cosmo Galletti, et al.*

Certiorari to the C. A. 9th Circuit.

For petitioner: Kent L. Jones, Assistant to the Solicitor General, Department of Justice, Washington, D. C.

For respondents: David R. Haberbush, Long Beach, Cal.

(1 hour for argument.)

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No. 02–1238. *Jeremiah W. (Jay) Nixon, Attorney General of Missouri v. Missouri Municipal League, et al.*;

No. 02–1386. *Federal Communications Commission and United States v. Missouri Municipal League, et al.*; and

No. 02–1405. *Southwestern Bell Telephone, L.P., fka Southwestern Bell Telephone Company v. Missouri Municipal League, et al.*

Certiorari to the C. A. 8th Circuit.

For federal petitioners: James A. Feldman, Assistant to the Solicitor General, Department of Justice, Washington, D. C.

For petitioner Nixon: Ronald Molteni, Assistant Attorney General, Jefferson City, Mo.

For respondents: David A. Strauss, Chicago, Ill.

(Consolidated—1 hour for argument.)

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### Tuesday, January 13, 2004

No. 02–1667. *Tennessee v. George Lane, et al.*

Certiorari to the C. A. 6th Circuit.

For petitioner: Michael E. Moore, Solicitor General, Nashville, Tenn.

For respondents Lane and Jones: William J. Brown, Cleveland, Tenn.

For respondent United States: Paul D. Clement, Deputy Solicitor General, Department of Justice, Washington, D. C.

(1 hour for argument.)

No. 02–458. *Raymond B. Yates, M.D., P.C. Profit Sharing Plan, and Raymond B. Yates, Trustee v. William T. Hendon, Trustee.*

Certiorari to the C. A. 6th Circuit.

For petitioners: James A. Holifield, Jr., Knoxville, Tenn.; and Matthew D. Roberts, Assistant to the Solicitor General, Department of Justice, Washington, D. C. (for United States, as *amicus curiae*.)

For respondent: C. Mark Troutman, LaFollette, Tenn.

(1 hour for argument.)

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**Wednesday, January 14, 2004**

No. 02–1343. *Engine Manufacturers Association and Western States Petroleum Association v. South Coast Air Quality Management District, et al.*

Certiorari to the C. A. 9th Circuit.

For petitioners: Carter G. Phillips, Washington, D. C.; and Theodore B. Olson, Solicitor General, Department of Justice, Washington, D. C. (for United States, as *amicus curiae*.)

For respondents: Seth P. Waxman, Washington, D. C.

(1 hour for argument.)

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No. 02–626. *South Florida Water Management District v. Miccosukee Tribe of Indians, et al.*

Certiorari to the C. A. 11th Circuit.

For petitioner: Timothy S. Bishop, Chicago, Ill.; and Jeffrey P. Minear, Assistant to the Solicitor General, Department of Justice, Washington, D. C. (for United States, as *amicus curiae*.)

For respondents: Dexter W. Lehtinen, Miami, Fla.

(1 hour for argument.)

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**Monday, January 19, 2004**

Legal Holiday.

**Tuesday, January 20, 2004**

No. 02–1593. *BedRoc Limited, LLC, and Western Elite, Inc. v. United States, et al.*

Certiorari to the C. A. 9th Circuit.

For petitioners: R. Timothy McCrum, Washington, D. C.

For respondents: Thomas L. Sansonetti, Assistant Attorney General, Department of Justice, Washington, D. C.

(1 hour for argument.)

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No. 02–1809. *J. Elliott Hibbs, Director, Arizona Department of Revenue v. Kathleen M. Winn, et al.*

Certiorari to the C. A. 9th Circuit.

For petitioner: Samuel Goddard, Attorney General, Phoenix, Ariz.; and Thomas G. Hungar, Deputy Solicitor General, Department of Justice, Washington, D. C. (for United States, as *amicus curiae*.)

For respondents: Marvin S. Cohen, Scottsdale, Ariz.

(1 hour for argument.)

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**Wednesday, January 21, 2004**

No. 03–107. *United States v. Billy Jo Lara.*

Certiorari to the C. A. 8th Circuit.

For petitioner: Edwin S. Kneedler, Deputy Solicitor General, Department of Justice, Washington, D. C.

For respondent: Alexander F. Reichert, Grand Forks, N. D. (*Appointed by this Court.*)

(1 hour for argument.)

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No. 02–1541. *Iowa v. Felipe Edgardo Tovar.*

Certiorari to the Supreme Court of Iowa.

For petitioner: Thomas J. Miller, Attorney General, Des Moines, Iowa; and Malcolm L. Stewart, Assistant to the Solicitor General, Department of Justice, Washington, D. C. (for United States, as *amicus curiae*.)

For respondent: Theresa R. Wilson, Des Moines, Iowa.

(1 hour for argument.)

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